

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT HUNTINGTON**

**NOTICE OF FILING OF A MOTION  
UNDER 28 U. S. C. § 2255 TO VACATE  
SENTENCE BY A PERSON IN FEDERAL  
CUSTODY**

**MATHEW BYRD**

v.

**CRIMINAL ACTION NO. 3:19-00080  
(CIVIL ACTION NO. 3:21-00404)**

**UNITED STATES OF AMERICA**

**TO:** Lisa G. Johnston, Acting United States Attorney  
Southern District of West Virginia  
P. O. Box 1713  
Charleston, West Virginia 25326

Please be advised that on July 19, 2021, the Clerk of the Court for the Southern District of West Virginia filed a *Motion to Vacate Sentence by a Person in Federal Custody* on behalf of Mathew Byrd pursuant to Title 28, United States Code, Section 2255, in the above-captioned matter. The style and numbers appearing above shall be used by all parties for any documents or correspondence relating to this matter. Please be sure to include both criminal and civil case numbers.

A copy is attached for your reference.

**Date:** 7/21/2021

**RORY L. PERRY II, CLERK OF COURT**

**By:** s/Jennifer Adkins  
**Deputy Clerk**

cc: Robert C. Chambers, District Judge  
Dwane L. Tinsley, Magistrate Judge

**Mathew Byrd**  
#70281-061  
FCI McDOWELL  
P.O. Box 1009  
Welch, WV 24801